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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

WAYNE THOMAS,

Defendant.

Case No. BX 4/7538305

DEPUTY

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND ORDER

2:20-mj-00113-EJY

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Counsel for the defendant needs the additional time to review discovery and to prepare for trial.
2. Counsel request the new date be designated to a date after the court's November bench trial date, currently set as November 20, 2019.
3. The defendant is not incarcerated and does not object to the continuance.
4. Additionally, denial of this request for continuance could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code §§ 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

This is the second request for a continuance of the bench trial.

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Federal Public Defender
2 Nevada State Bar No. 11479
KATHERINE TANAKA
3 Assistant Federal Public Defender
Nevada State Bar No. 14655
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7 Attorney for Wayne Thomas

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 WAYNE THOMAS,

15 Defendant.

Case No. N4/7538305

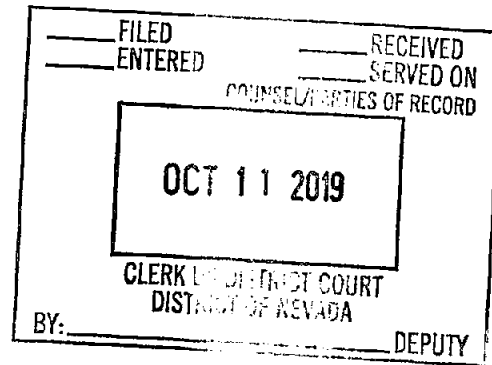
**STIPULATION TO CONTINUE
BENCH TRIAL**
(Second Request)

2:20-mj-113-EJY

17 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
18 Trutanich, United States Attorney, and Rachel Kent, Special Assistant United States Attorney,
19 counsel for the United States of America, and Rene L. Valladares, Federal Public Defender,
20 and Katherine Tanaka, Assistant Federal Public Defender, counsel for Wayne Thomas, that the
21 bench trial currently scheduled on October 16, 2019 at 9:00 am, be vacated and continued to a
22 date and time convenient to the Court, but no sooner than thirty (30) days.

23 This Stipulation is entered into for the following reasons:

24 1. Counsel for the defendant needs additional time to review received discovery
25 and to prepare for trial.
26



1 2. Due to scheduling, both parties request the new date be designated to a date after
2 the court's November bench trial date, currently set as November 20, 2019.

3 3. The defendant is not incarcerated and does not object to the continuance.

4 4. Additionally, denial of this request for continuance could result in a miscarriage
5 of justice. The additional time requested by this Stipulation is excludable in computing the time
6 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United
7 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code
8 § 3161(h)(7)(B)(iv).

9 This is the second request for a continuance of the bench trial.

10 DATED this 8th day of October, 2019.

11
12 RENE L. VALLADARES
13 Federal Public Defender

14 By  _____

15 KATHERINE TANAKA
16 Assistant Federal Public Defender

17 NICHOLAS A. TRUTANICH
18 United States Attorney

19 By  _____

20 RACHEL KENT
21 Special Assistant United States Attorney
22
23
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25
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